

Davidoff, Malito & Hutcher LLP  
Attorneys for Plaintiff  
605 Third Avenue  
New York, New York 10158  
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ORIX FINANCIAL SERVICES, INC., formerly  
known as ORIX CREDIT ALLIANCE, INC.,

Plaintiff,

-against-

W.E. GRADING & SAND, LLC and  
LAWSON B. WATSON, JR.,

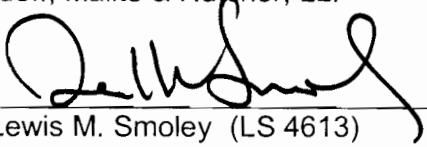
Defendants.

X  
**ORDER AND STIPULATION  
OF DISMISSAL**  
06 Civ. 13673 (PKL)

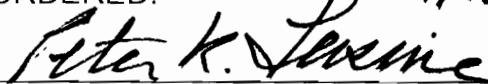
IT IS HEREBY STIPULATED, CONSENTED TO AND AGREED by and between  
the undersigned on behalf of the plaintiff and the defendants that, pursuant to Rule 41(a)  
(1) (ii) of the Federal Rules of Civil Procedure, this action be dismissed with prejudice  
and without costs to any party. This Stipulation may be filed with the Clerk of the Court  
without further notice.

Dated: New York, New York  
April 11, 2008

Davidoff, Malito & Hutcher, LLP

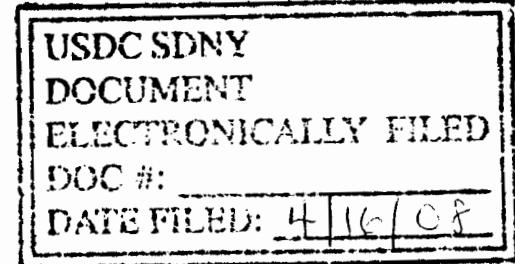
By:   
Lewis M. Smoley (LS 4613)  
Attorneys for the Plaintiff  
605 Third Ave., 34<sup>th</sup> floor  
New York, New York 10158  
(212) 557-7200

SO ORDERED:

  
Peter K. Lerner

U. S. D. J.

P



  
Carl E. Person (CP 7637)

Attorney for the Defendants  
325 W. 45<sup>th</sup> Street – Suite 201  
New York, New York 10036-3803  
(212) 307-4444